

ALLEN BIAGGI, Administrator

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Administration
Facsimile 687-5856

Water Pollution Control
Facsimile 687-4684

Mining Regulations & Reclamation
Facsimile 684-5259

State of Nevada
KENNY C. GUINN
Governor



R. Michael Turnnspeed, Director

Waste Management
Corrective Actions
Federal Facilities

Air Quality
Water Quality Planning

Facsimile 687-6396

DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES
DIVISION OF ENVIRONMENTAL PROTECTION

333 W. Nye Lane, Room 138
Carson City, Nevada 89706
ndep.nv.gov

Notice Of Intent To Act Upon A Regulation

Notice of Hearing for the Amendment of Regulations of the
Nevada Division of Environmental Protection

The Administrator, Nevada Division of Environmental Protection (Division), Carson City, Nevada will hold public hearings at the following locations:

Carson City – Director's Conference Room
123 West Nye Lane, Room 217
Carson City, Nevada
Time: 1:00 pm
Date: February 19, 2004

Elko – Elko City Hall
1751 College Avenue
Elko, Nevada 89801
Time: 2:00 pm
Date: February 17, 2004

Las Vegas – Grant Sawyer Building
Capital Police Meeting Room, Room 1100
555 East Washington Avenue
Las Vegas, Nevada
Time: 1:00 pm
Date: February 25, 2004

The purpose of the hearing is to receive comments from all interested persons regarding the Amendment of regulations that pertain to Chapter 349 of the Nevada Administrative Code.

The Administrator is proposing various changes to the regulations governing Grants for Capital Improvements to Publicly Owned Water Systems Regulations, NAC 349.430 to NAC 349.574, inclusive. The Grants for Capital Improvements to Publicly Owned Water Systems program is designed to assist publicly owed water systems comply with State and Federal Safe Drinking Water Regulations. The proposed amendments to the Grants for Capital Improvements to Publicly Owned Water Systems Regulations are

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necessary due to the program being moved from the Division of Water Planning to the Division of Environmental Protection and additional programs being authorized by the Legislature.

The proposed regulation changes primarily focus on three items:

1. Changing references to the Division of Water Planning to the Division of Environmental Protection;
2. Changing the appropriate regulations to allow the Board for Financing Water Projects to award grants for water conservation projects, projects to abandon domestic wells and connect homes to a community water system, and projects to abandon private septic tanks and connect those homes to a community sewer system; and
3. A change that the grant application fee will no longer be reimbursed as part of the grant.

The regulation does not have any adverse or beneficial effects. The regulation merely changes wording to reflect changes in internal agency organization and reflects the current programmatic reality with regard to application fees.

Persons wishing to comment or object to any of the Administrator's proposed regulation changes may do so by attending the Workshop and making public comment, or should submit their comment, in writing, within thirty (30) days of the date of newspaper publication either in person or by mail to:

Department of Conservation and Natural Resources
Division of Environmental Protection
Bureau of Water Pollution Control
333 West Nye Lane
Carson City, Nevada 89706-0851

All comments or objections received within the thirty (30) day comment period will be considered in the formulation of final determinations regarding the proposed regulation changes. If the determinations of the Administrator are substantially changed from the tentative determinations, the Administrator will give public notice of the revised determinations. Additional comments and objections will be considered at that time.

The proposed changes to the regulations for Grants for Capital Improvements to Publicly Owned Water Systems are on file and may be copied or copies may be obtained by writing to the above address or by calling Bill Coughlin or Sandy Ryan in the Bureau of Water Pollution Control at (775) 687-9422 or (775) 687-9436 respectively.

Upon adoption of any regulation, the agency, if requested to do so by an interested person, either before adoption or within 30 days thereafter, shall issue a concise statement of the principal reasons for and against its adoption, and incorporate therein its reason for overruling the consideration urged against its adoption.

Please bring the foregoing notice to the attention of all persons whom you know would be interested in this matter.

This Notice of Hearing has been posted at the following locations:

Nevada State Library
100 North Stewart Street
Carson City, NV 89701

Nevada Division of Environmental
Protection
333 West Nye Lane
Carson City, NV 89706

Nevada Division of Environmental Protection
1771 East Flamingo Road Suite 121-A
Las Vegas, Nevada 89119

The Main Public Library
In each County that the Division of
Environmental Protection does
not maintain an office